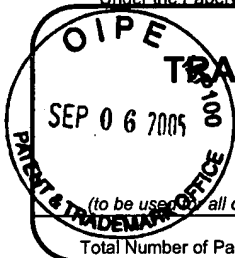


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Application Number	10/808,048
Filing Date	March 23, 2004
First Named Inventor	Daniel J. Damon
Art Unit	3618
Examiner Name	Hau Van Phan
Attorney Docket Number	MPW 3H3A

ENCLOSURES (Check all that apply)

- | | | |
|--|--|---|
| <input checked="" type="checkbox"/> Fee Transmittal Form (in duplicate)
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<input type="checkbox"/> Power of Attorney, Revocation
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<input type="checkbox"/> Landscape Table on CD | <input checked="" type="checkbox"/> After Allowance Communication to TC

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<input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief)

<input type="checkbox"/> Proprietary Information

<input type="checkbox"/> Status Letter

<input type="checkbox"/> Other Enclosure(s) (please identify below): |
|--|--|---|
- Remarks
- The After Allowance Communication is a Comments on Statement of Reasons for Allowance.

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm Name	Kolisch Hartwell, P.C.		
Signature			
Printed name	David S. D'Ascenzo		
Date	September 1, 2005	Reg. No.	39,952

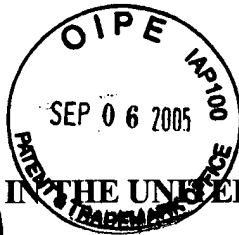
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Signature			
Typed or printed name	David S. D'Ascenzo	Date	September 1, 2005

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Dated: September 1, 2005

In re Application of:

DANIEL J. DAMON

Serial No. : 10/808,048

Group Art Unit: 3618

Filed : March 23, 2004

Examiner: Hau Van Phan

For : BATTERY RETAINER ASSEMBLY FOR
CHILDREN'S RIDE-ON VEHICLES

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COMMENTS ON STATEMENT OF REASONS FOR ALLOWANCE

Applicant received a Notice of Allowance dated August 24, 2005 for the above-identified patent application. In the Notice, the Examiner allowed claims 1-42. In the first Office action, the Examiner indicated that some of the originally filed dependent claims were allowable, with the subject matter of those claims being paraphrased in the Office action. Applicant agrees with the Examiner's conclusion regarding the patentability of the allowed claims, without necessarily agreeing with or acquiescing in the Examiner's reasoning. In particular, Applicant believes that the claims are allowable because the prior art fails to disclose, teach or suggest the subject matter recited in the allowed claims, independent of how the subject matter of one or more of these claims may be paraphrased or otherwise described.

If the Examiner has any questions or wants to discuss this matter in more detail, the Examiner is invited to contact Applicant's undersigned attorney at the number listed below.

Respectfully submitted,

KOLISCH HARTWELL, P.C.



David S. D'Ascenzo

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Customer No. 23581

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David S. D'Ascenzo